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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/691,994	10/22/2003	Darran Potter	50325-0837	2452
29989 7590 12/11/2008 HICKMAN PALERMO TRUONG & BECKER, LLP 2055 GATEWAY PLACE SUITE 550 SAN JOSE, CA 95110				
EXAMINER EL CHANTIL, HUSSEIN A				
ART UNIT		PAPER NUMBER		
2457				
MAIL DATE		DELIVERY MODE		
12/11/2008		PAPER		

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary

Application No.

10/691,994

Applicant(s)

POTTER ET AL.

Examiner

HUSSEIN A. EL CHANTI

Art Unit

2457

Period for Reply -- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 23 October 2008.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-4, 6-16 and 18-30 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-4, 6-16 and 18-30 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO/S508)
Paper No(s)/Mail Date _____
- 4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date _____
- 5) ☐ Notice of Informal Patent Application
- 6) ☐ Other: _____

DETAILED ACTION

1. This action is responsive to response received on Oct. 23, 2008. Claims 1-4, 6-16 and 18-30 are pending examination.

Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

2. Claims 1, 6-11, 13, 18-23 and 27-30 are rejected under 35 U.S.C. 102(e) as being anticipated by Inoue et al., U.S. Patent No. 7,277,942 (referred to hereafter as Inoue).

As to claims 1, 11, 13, 19, 23 and 27, Inoue teaches a method, system, device and medium of providing access to services across a computer network, comprising the step of:

generating an access request by a requesting network access device through which an end user device can obtain access to network resources, said access request comprising a requesting network access device description and a plurality of service requests indicative of computer services for which the network device requests provisioning (see col. 9 lines 28-45, col. 4 lines 20-47, col. 10 lines 38-54);

wherein the requesting network access device description includes one or more of: a requesting network access device vendor, a requesting network access device type, a requesting network access device version and physical location (see col. 4 lines 38-60 and col. 10 lines 38-54); and

forwarding said access request for authentication and authorization (see col. 13 lines 6-50).

As to claims 6, 18, 20 and 28, Inoue teaches a method according to Claims 1, 13 and 23 in which the service requests include a request for a particular service level (see col. 10 lines 59-col. 11 lines 10).

As to claims 7 and 30, Inoue teaches a method according to Claims 1 and 11 in which a policy is applied to the access request to determine whether access will be allowed, and if so for what services (see col. 10 lines 59-col. 11 lines 10).

As to claim 8, Inoue teaches a method according to Claim 1 in which network resources are provisioned in dependence upon the access request (see col. 10 lines 59-col. 11 lines 10).

As to claims 9, 21 and 29, Inoue teaches a method according to Claims 1, 19 and 11 in which the steps of receiving and applying are performed by an access-control server or an Authentication, Authorization and Audit (AAA) server (see col. 10 lines 59-col. 11 lines 10).

As to claims 10, 22, Inoue teaches a method according to Claims 9, 19 in which the access-control server uses the access request to select among multiple services that are specified for a particular device (see col. 10 lines 59-col. 11 lines 10).

Claim Rejections - 35 USC § 103

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

3. Claims 2-4, 12, 14-16 and 24-26 are rejected under 35 U.S.C. 103(a) as being unpatentable over Inoue in view of Anderson et al., U.S. Patent No. 7,089,316 (referred to hereafter as Anderson).

As to claims 2, 4, 12, 14, 16, 24, 26, Inoue teaches a method, system, device and medium of providing access to services across a computer network, comprising the step of: generating an access request by a requesting network access device through which an end user device can obtain access to network resources, said access request comprising a requesting network access device description and a plurality of service requests indicative of computer services for which the network device requests provisioning (see col. 9 lines 28-45, col. 4 lines 20-47, col. 10 lines 38-54).

Inoue does not explicitly teach that the access request is a RADIUS access request. Anderson, however, teaches a system and method sending requests for accessing a resource wherein the request is a RADIUS request (see col. 10 lines 20-31).

It would have been obvious for one of the ordinary skill in the art at the time of the invention to implement the use of RADIUS requests in Inoue as taught by Anderson because doing so would make the method and system more secure.

As to claims 3, 15, 25, Inoue teaches the service request contains a device type ad a service request identifier (see col. 10 lines 38-54).

4. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.
5. Any inquiry concerning this communication or earlier communications from the examiner should be directed to HUSSEIN A. EL CHANTI whose telephone number is (571)272-3999. The examiner can normally be reached on Mon-Fri 8:30-5:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Ario Etienne can be reached on (571)272-4001. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Hussein Elchanti/

Dec. 12, 2008